

**Christine Cusack**

**From:** Whitman, M. Hamilton Jr. [mhwhitman@ober.com]  
**Sent:** Tuesday, May 03, 2005 1:57 PM  
**To:** Robert G. Clyne; Jeff Asperger  
**Cc:** wcbailey@simssshowers.com; bbrunk@gulfattorneys.com; jbartlett@semmes.com; bcole@semmes.com; agiles@semmes.com; FJGorman@GandWlaw.com; berniesevel@aol.com; jskeen@skaufflaw.com; clyon@semmes.com; Christine Cusack; Daile Grigaitis; James A. Saville  
**Subject:** RE: Tate & Lyle: remaining discovery

I know of no agreed order. If we need to talk, I will not be available until next week. My schedule will not readily accommodate any days for depositions until July.

**M. Hamilton Whitman, Jr.**  
410-347-7354  
mhwhitman@ober.com

OBER | KALER

*Attorneys at Law*

www.ober.com  
410-547-0699 -- Fax  
120 East Baltimore Street  
Baltimore, Maryland 21202

**From:** Robert G. Clyne [mailto:RClyne@hillrivkins.com]  
**Sent:** Tuesday, May 03, 2005 1:51 PM  
**To:** Jeff Asperger; Whitman, M. Hamilton Jr.  
**Cc:** wcbailey@simssshowers.com; bbrunk@gulfattorneys.com; jbartlett@semmes.com; bcole@semmes.com; agiles@semmes.com; FJGorman@GandWlaw.com; berniesevel@aol.com; jskeen@skaufflaw.com; clyon@semmes.com; Christine Cusack; Daile Grigaitis; James A. Saville  
**Subject:** RE: Tate & Lyle: remaining discovery

There was no agreed order.

Robert G. Clyne  
Hill Rivkins & Hayden LLP  
45 Broadway, Suite 1500  
New York, NY 10006  
Tele (212)669-0600  
Fax (212)669-0698/0699

-----Original Message-----

**From:** Jeff Asperger [mailto:jasperger@asplaw.net]  
**Sent:** Tuesday, May 03, 2005 1:50 PM  
**To:** 'Whitman, M. Hamilton Jr.'; Robert G. Clyne; Jeff Asperger  
**Cc:** wcbailey@simssshowers.com; bbrunk@gulfattorneys.com; jbartlett@semmes.com; bcole@semmes.com; agiles@semmes.com; FJGorman@GandWlaw.com; berniesevel@aol.com; jskeen@skaufflaw.com; clyon@semmes.com; Christine Cusack; Daile Grigaitis; James A. Saville  
**Subject:** RE: Tate & Lyle: remaining discovery



I am presuming that the court will enter the agreed order as requested, and I don't believe we should wait to schedule this discovery given how busy we all are. Tony, you indicated you have a difficult schedule. So do I. Is there a problem

6/13/2005

with talking about dates now? Thanks.

Jeff

-----Original Message-----

**From:** Whitman, M. Hamilton Jr. [mailto:mhwhitman@ober.com]

**Sent:** Tuesday, May 03, 2005 10:59 AM

**To:** Robert G. Clyne; Jeff Asperger

**Cc:** wcbailey@simmsshowers.com; bbrunk@gulfattorneys.com; jbartlett@semmes.com; bcole@semmes.com; agiles@semmes.com; FJGorman@GandWlaw.com; berniesevel@aol.com; jskeen@skaufflaw.com; clyon@semmes.com; Christine Cusack; Daile Grigaitis; James A. Saville

**Subject:** RE: Tate & Lyle: remaining discovery

Nor have I.

**M. Hamilton Whitman, Jr.**

410-347-7354

mhwhitman@ober.com

OBER | KALER

*Attorneys at Law*

www.ober.com

410-547-0699 -- Fax

120 East Baltimore Street

Baltimore, Maryland 21202

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**From:** Robert G. Clyne [mailto:RClyne@hillrivkins.com]

**Sent:** Tuesday, May 03, 2005 11:51 AM

**To:** Jeff Asperger; Whitman, M. Hamilton Jr.

**Cc:** wcbailey@simmsshowers.com; bbrunk@gulfattorneys.com; jbartlett@semmes.com; bcole@semmes.com; agiles@semmes.com; FJGorman@GandWlaw.com; berniesevel@aol.com; jskeen@skaufflaw.com; clyon@semmes.com; Christine Cusack; Daile Grigaitis; James A. Saville

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What time limits are we talking about that have been set by the court? I have not seen an order.

Robert G. Clyne

Hill Rivkins & Hayden LLP

45 Broadway, Suite 1500

New York, NY 10006

Tele (212)669-0600

Fax (212)669-0698/0699

-----Original Message-----

**From:** Jeff Asperger [mailto:jasperger@asplaw.net]

**Sent:** Monday, May 02, 2005 8:47 PM

**To:** 'Whitman, M. Hamilton Jr.'

**Cc:** Robert G. Clyne; 'wcbailey@simmsshowers.com'; 'bbrunk@gulfattorneys.com'; 'jbartlett@semmes.com'; 'bcole@semmes.com'; 'agiles@semmes.com'; 'FJGorman@GandWlaw.com'; 'berniesevel@aol.com'; 'jskeen@skaufflaw.com'; 'clyon@semmes.com'; Christine Cusack; Daile Grigaitis; James A. Saville

**Subject:** Tate & Lyle: remaining discovery

Tony and folks,

6/13/2005

I propose the week of June 13 for the depo of Heiner Popp and our wire rope expert, Mike Parnell. The latter part of the week would work best. Please advise so that we can complete this discovery within the time limits set by the court. I will check dates with Mr. Parnell and follow up if you would advise of the availability of Capt. Popp. Thanks.

Jeff

Jeffrey J. Asperger  
Asperger Associates LLC  
Three Illinois Center  
303 E. Wacker Dr. Suite 1000  
Chicago, IL 60601  
PH: 312.856.9901  
FAX: 312.856.9905

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